

# City of Philadelphia



(Bill No. 160618)

## AN ORDINANCE

Amending Section A-703.1 of Title 4 of The Philadelphia Code, entitled “Special Certificate of Inspection,” to require certification of water quality as a condition of occupancy for certain buildings used for education, all under certain terms and conditions.

*THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:*

SECTION 1. Section A-703.1 of Title 4 of The Philadelphia Code is hereby amended as follows:

§ A-703.1 Special occupancy requirement for structures in Group E occupancy: No structure in Group E occupancy, the Educational occupancy, as defined in Subcode "B" of Title 4 owned or operated by an entity to which the City provides substantial funding, shall be occupied unless a current special certificate of inspection has been issued in connection with such structure.

Exception: Day care facilities that are not part of a school are not regulated under this subsection, *except that day care facilities that are not part of a school, but at which thirteen or more children are cared for must comply with the certification requirements pertaining to water quality set forth in subsection A-703.2.4.B.*

A-703.2 Issuance of special certificates of inspection: Special certificates of inspection shall be issued on the following basis:

\* \* \*

4. The Department shall not issue a special certificate of inspection unless the building has been inspected for fire, safety, electrical, lead paint, water quality and all other property-related hazards and:

\* \* \*

B. the Health Department has certified that the building is in substantial compliance with applicable [water quality requirements of the Health Department and] lead paint requirements of this Code and that the building can be occupied safely without endangering life or public safety or welfare, *and the Health Department or a testing agency certified by the Pennsylvania Department of*

# City of Philadelphia

BILL NO. 160618 continued

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*Environmental Protection has certified, within the previous five years, that the building is in substantial compliance with applicable water quality requirements of the Board of Health, provided that in no event shall applicable water quality requirements be deemed to permit lead in water at an outlet such as a sink or water fountain that is in service at 10 ppb or more. Any water outlet determined to exceed any such water quality requirements shall be taken out of service within 24 hours of notification of the relevant test. The owner of the educational occupancy shall post the results of the most recent water quality testing at each particular educational occupancy to a generally available website within ten days of receipt of the results.*

\* \* \*

SECTION 2. This Ordinance shall be effective with respect to special certificates of inspection required on and after August 1, 2017.

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**Explanation:**

[Brackets] indicate matter deleted.  
*Italics* indicate new matter added.

# City of Philadelphia

BILL NO. 160618 continued

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# City of Philadelphia

BILL NO. 160618 continued

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CERTIFICATION: This is a true and correct copy of the original Bill, Passed by the City Council on December 1, 2016. The Bill was Signed by the Mayor on January 24, 2017.



Michael A. Decker  
Chief Clerk of the City Council